

MESSAGE NO: 7074303 MESSAGE DATE: 03/15/2017

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ADRV-Administrative Review

FR CITE: 82 FR 12928 FR CITE DATE: 03/08/2017

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-896

EFFECTIVE DATE: 03/08/2017 COURT CASE #:

PERIOD OF REVIEW: 04/01/2015 TO 03/31/2016

PERIOD COVERED: 04/01/2015 TO 03/31/2016

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for magnesium metal from the People's Republic of China exported by various companies for the period 04/01/2015 through 03/31/2016 (A-570-896)

1. Tianjin Magnesium International Co., Ltd. and Tianjin Magnesium Metal Co., Ltd. reported to Commerce that they had no shipments of magnesium metal from the People's Republic of China (PRC) during the period 04/01/2015 through 03/31/2016. Therefore, pursuant to the publication of the final results of review (82 FR 12928, 03/08/2017) and as a result of Commerce's clarification of its assessment regulation (10/24/2011, 76 FR 65694), for all shipments of magnesium metal from the PRC exported by the companies listed below, entered, or withdrawn from warehouse, for consumption during the period 04/01/2015 through 03/31/2016, entered under the case numbers listed below, assess antidumping duties at the PRC-wide rate. The PRC-wide rate is 141.49 percent.

Exporter: Tianjin Magnesium International Co., Ltd.

Case number: A-570-896-001

Exporter: Tianjin Magnesium Metal Co., Ltd.

(This company did not have its own case number during the period of review; entries may have been made under A-570-896-000.)

2. The notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 1 occurred with the publication of the final results of administrative review (82 FR 12928, 03/08/2017). Unless instructed otherwise, for all other shipments of magnesium metal from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates.

3. There are no injunctions applicable to the entries covered by this instruction.

4. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not

applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

5. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

6. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OIII:JRT.)

7. There are no restrictions on the release of this information.

Alexander Amdur

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party